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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/635,871	08/05/2003	Dan Pharo	9752	
7590 05/11/2005			EXAMINER	
Robert J. Schaap Ste. 188			COURSON, TANIA C	
21241 Ventura Blvd.			ART UNIT	PAPER NUMBER
Woodland Hills, CA 91364			2859	
			DATE MAILED: 05/11/2005	

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/635,871	PHARO ET AL.		
Examiner	Art Unit		
Tania C. Courson	2859		

	Lania o. courson	2000	
The MAILING DATE of this communication appe	ars on the cover sheet with th	e correspondence add	Iress
THE REPLY FILED 21 April 2005 FAILS TO PLACE THIS APP	LICATION IN CONDITION FOR	ALLOWANCE.	
1. The reply was filed after a final rejection, but prior to or or this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a Not a Request for Continued Examination (RCE) in compliant time periods:	wing replies: (1) an amendment, tice of Appeal (with appeal fee)	affidavit, or other evider in compliance with 37 C	nce, which FR 41.31; or (3)
a) \square The period for reply expires 8 months from the mailing date	e of the final rejection.		
b) The period for reply expires on: (1) the mailing date of this A	Advisory Action, or (2) the date set fo	rth in the final rejection, wh	ichever is later. In
no event, however, will the statutory period for reply expire I			
Examiner Note: If box 1 is checked, check either box (a) or TWO MONTHS OF THE FINAL REJECTION. See MPEP 7	06.07(f).		
Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of exunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office late may reduce any earned patent term adjustment. See 37 CFR 1.704(b) NOTICE OF APPEAL	tension and the corresponding amous shortened statutory period for reply or than three months after the mailing	unt of the fee. The approproriginally set in the final Off	iate extension fee ice action; or (2) as
	in compliance with 27 OFD 44 27	7	
 The Notice of Appeal was filed on <u>21 April 2005</u>. A brief date of filing the Notice of Appeal (37 CFR 41.37(a)), or a appeal. Since a Notice of Appeal has been filed, any repl <u>AMENDMENTS</u> 	nny extension thereof (37 CFR 4	1.37(e)), to avoid dismis	sal of the
3. The proposed amendment(s) filed after a final rejection,	but prior to the date of filing a br	ief, will not be entered b	ecause
(a) They raise new issues that would require further co	nsideration and/or search (see N	NOTE below);	
(b) They raise the issue of new matter (see NOTE below		,	
(c) ☐ They are not deemed to place the application in be appeal; and/or	tter form for appeal by materially	reducing or simplifying	the issues for
(d) They present additional claims without canceling a	corresponding number of finally	reiected claims.	
NOTE: See Continuation Sheet. (See 37 CFR 1.1		,	
4. The amendments are not in compliance with 37 CFR 1.1		Compliant Amendment	(PTOL-324)
5. Applicant's reply has overcome the following rejection(s)			(* . 52 52 .).
 Newly proposed or amended claim(s) would be a non-allowable claim(s). 		te, timely filed amendme	ent canceling the
 7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows: 	☑ will not be entered, or b) ☐ vided below or appended.	will be entered and an	explanation of
Claim(s) allowed:			
Claim(s) objected to:			
Claim(s) rejected: <u>1-18 and 20-34</u> . Claim(s) withdrawn from consideration:			
AFFIDAVIT OR OTHER EVIDENCE			
 The affidavit or other evidence filed after a final action, bubecause applicant failed to provide a showing of good an was not earlier presented. See 37 CFR 1.116(e). 	it before or on the date of filing a d sufficient reasons why the affic	Notice of Appeal will <u>no</u> davit or other evidence i	ot be entered s necessary and
9. The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to a showing a good and sufficient reasons why it is necessar	overcome <u>all</u> rejections under ap y and was not earlier presented.	peal and/or appellant fa See 37 CFR 41.33(d)(ils to provide a 1).
10. ☐ The affidavit or other evidence is entered. An explanatio REQUEST FOR RECONSIDERATION/OTHER	n of the status of the claims afte	r entry is below or attacl	ned.
11. The request for reconsideration has been considered bu	t does NOT place the application	n in condition for allowa	nce because:
12. Note the attached Information Disclosure Statement(s). 13. Other:	(PTO/SB/08 or PTO-1449) Pape	, ,	
		CHRISTOPI PRIMAR	HER W. FULTON
		1'/100	1/ 1 H

U.S. Patent and Trademark Office

Continuation Sheet (PTO-303)

Application No.

Continuation Sheet:

NOTE: The addition of new limitation to independent claims 1, 6, 13 and 29 is considered to raise a new issue since the limitation was not present in the finally rejected claims.